

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Case Docket No. 112764.1101

Date: February 24, 2000

REISSUE APPLICATION TRANSMITTAL

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Transmitted herewith is the reissue of U.S. Patent No. 5,720,154 issued on February 24, 1998.

INVENTORS: Christopher J. LASHER, Dennis W. RICE, Michael J. SZESKO, and
Michael L. MAHAR

FOR: ENHANCED DRUG DISPENSING SYSTEM

Enclosed are the following:

1. SPECIFICATION, CLAIMS AND DRAWINGS

- (a) ☒ 38 pages of specification and claims
- ☒ 1 page of abstract
- (b) ☒ No changes in the drawings upon which the original patent was issued are to be made. Therefore, in accordance with 37 C.F.R. §1.174, please find attached in the size required for original drawings:
 - ☒ a copy of 17 pages of the printed drawings of the patent
 - ☐ a photoprint of the original drawings.
 - ☒ a Request for Transfer of Drawings for Reissue Application and Provision of Temporary Drawings

2. DECLARATION AND POWER OF ATTORNEY

- ☒ 3 pages of declaration and power of attorney
(executed copy to be submitted later)

3. PRELIMINARY AMENDMENT

- ☐ attached

Reissue Application of Patent No. 5,720,154

4. **CONSENT OF ASSIGNEE**
☒ Assignee Consent to Reissue
(executed copy to be submitted later)
5. **EVIDENCE OF OWNERSHIP**
In accordance with 37 C.F.R. §1.172, this application for reissue is accompanied by
☒ a certification under 37 C.F.R. §3.73(b)
(executed copy to be submitted later)
6. **OFFER TO SURRENDER THE ORIGINAL LETTERS PATENT**
In accordance with 37 C.F.R. §1.178, this application for reissue is accompanied by
☒ offer to surrender by the assignee of the entire right, title and interest
(executed copy to be submitted later)
7. **LETTERS PATENT**
☐ original letters patent attached; or
☐ declaration that original letters patent lost or inaccessible
8. **CLAIM FOR PRIORITY - 35 U.S.C. §119 OR 120**
☒ Priority of U.S. Application Serial No. 08/250,435, filed on May 27, 1994 is claimed
9. **INFORMATION DISCLOSURE STATEMENT**
☐ attached
10. **FEE CALCULATION**
Claims as Filed:
- | | Claims in
Patent | Number Filed
in Reissue | Number
Extra | SMALL ENTITY
RATE FEE | OTHER THAN A
SMALL ENTITY
RATE FEE |
|--------------|---------------------|----------------------------|-----------------|--------------------------|--|
| BASIC FEE | | | | \$345 | \$690 |
| TOTAL CLAIMS | 27 | 174 | 147 | x9 = \$ | x18 = \$2,646 |
| INDEP CLAIMS | 8 | 29 | 21 | x39 = \$ | x78 = \$1,638 |
| MULTIPLE DEP | | | | \$130 | \$260 |
| | | | TOTAL | \$ | or TOTAL \$5,234 |
11. **SMALL ENTITY STATUS (if applicable)**
☐ A verified statement that this filing is by a small entity is attached

Reissue Application of Patent No. 5,720,154

12. METHOD OF PAYMENT OF FEES

- ☐ Charge Deposit Account No. **50-0436** in the amount of \$_____. A copy of this request is attached.

13. AUTHORIZATION TO CHARGE ADDITIONAL FEES

- ☐ The commissioner is hereby authorized to charge payment of the following fees associated with this communication and during the entire pendency of this application or credit any overpayment to Deposit Account No. **50-0436**. A duplicate copy is enclosed.
- ☐ 37 C.F.R. §1.16 (filing fees)
- ☐ 37 C.F.R. §1.16 (presentation of extra claims)
- ☐ 37 C.F.R. §1.16(e) (surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application).
- ☐ 37 C.F.R. §1.17 (application processing fees)
- ☐ 37 C.F.R. §1.18 (issue fee at or before mailing of Notice of Allowance, pursuant to 37 C.F.R. 1.§311(b)).

Respectfully submitted,
PEPPER HAMILTON LLP

Ch Penique 35,753

for Irah H. Donner
Registration No. 35,120

Hamilton Square
600 Fourteenth Street
Washington, DC 20005
(202) 220-1200

Date: February 24, 2000

DC: #141521 v1 3175011.WPD 112764-1101

Attorney Docket No. 112764.1101

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of

Christopher J. LASHER, et al.

Reissue Application of
Patent No. 5,720,154

Filed: February 24, 2000

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Applications Branch

FOR: ENHANCED DRUG DISPENSING SYSTEM

REQUEST FOR TRANSFER OF DRAWINGS FOR REISSUE APPLICATION
AND PROVISION OF TEMPORARY DRAWINGS

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In accordance with the provisions of 37 C.F.R. 1.174, applicant hereby respectfully requests that the drawings of applicant's patent, U.S. Patent 5,720,154, Serial No. 08/455,402, filed May 31, 1995, be transferred to the present reissue application. Temporarily, applicant provides herewith 17 sheets of drawings for the present reissue application.

Respectfully submitted,

PEPPER HAMILTON LLP

Am Pouliguen 35,753

for

Irah H. Donner
Registration No. 35,120

Hamilton Square
600 Fourteenth Street
Washington, DC 20005
(202) 220-1200

Date: February 24, 2000

DC: #141524 v1 317801!.WPD 112764-1101

#9

Attorney Docket No. 112764.1101

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of

Christopher J. LASHER, et al.

Reissue Application of
Patent No. 5,720,154

Filed: February 24, 2000

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Applications Branch

FOR: ENHANCED DRUG DISPENSING SYSTEM

CLAIM OF PRIORITY

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In accordance with the provisions of 35 U.S.C. 120, Applicant hereby claims
the priority of:

U.S. Application Serial Number 08/250,435, filed May 27, 1994, now abandoned,
cited in the Specification of the present application.

Respectfully submitted,

PEPPER HAMILTON LLP

Am Pouligne 35,753

for

Irah H. Donner
Registration No. 35,120

Hamilton Square
600 Fourteenth Street
Washington, DC 20005
(202) 220-1200

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In re Reissue Application of

Christopher J. LASHER, et al.

Reissue Application of
Patent No. 5,720,154

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Applications Branch

FOR: ENHANCED DRUG DISPENSING SYSTEM

OFFER TO SURRENDER

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In accordance with the provisions of 37 C.F.R. 1.178, the undersigned applicant of the accompanying reissue application for the reissue of Letters Patent Number 5,720,154 to ENHANCED DRUG DISPENSING SYSTEM granted on February 24, 1998, to Christopher J. Lasher, et al., and assigned to MERCK-MEDCO MANAGED CARE, L.L.C., by assignment of the entire right, title and interest, hereby offers to surrender said Letters Patent.

MERCK-MEDCO MANAGED CARE, L.L.C.

By: _____
Bert I. Weinstein, Esq.

Title: Senior Vice President and General Counsel

Date: _____